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FISCAL IMPACT STATEMENT

LS 6742

BILL NUMBER: HB 1196

NOTE PREPARED: Feb 5, 2015

BILL AMENDED: Feb 5, 2015

SUBJECT: CHINS and Delinquent Dual Determination.

FIRST AUTHOR: Rep. McNamara

FIRST SPONSOR:

BILL STATUS: 2nd Reading - 1st House

FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill has the following provisions:

- (1) Requires that in a child in need of services (CHINS) determination, a court shall determine if the child has been adjudicated as a delinquent child.
- (2) Requires that in a delinquency determination, a court shall determine if the child is a CHINS.
- (3) Provides that if a child is a CHINS and has been adjudicated as a delinquent child, a court may determine if the Department of Child Services (DCS) or the probation department of the court shall be the lead agency supervising the child.
- (4) Requires intake officers to complete the dual jurisdiction screening tool on certain children.
- (5) Creates procedures to determine whether a child should be assessed by a dual jurisdiction assessment team.
- (6) Creates dual jurisdiction assessment teams that will assess certain children and make recommendations to a juvenile court whether the court should proceed with applicable CHINS petitions and delinquency petitions.

Effective Date: July 1, 2015.

Explanation of State Expenditures: *Summary:* This bill could decrease the workload of the DCS and county probation departments to the extent there are children who are currently receiving services and/or supervision from multiple agencies. Decreases in workload are indeterminable.

Additional Information: Currently, a child could be adjudicated to be a CHINS and juvenile delinquent. In

these cases, the DCS and the probation department could provide supervision and/or services to the same child. By requiring a dual determination with a single lead agency in charge of the child's supervision, this bill could decrease DCS or county probation department workload.

No information is available regarding how many CHINS and juvenile delinquents are under the supervision of any combination of the DCS or a county probation department. A total of 11,200 CHINS cases and 17,100 juvenile delinquency cases were disposed in FY 2013. There is no information on how many juveniles are currently under the supervision of county probation departments. The DCS reports a total of 16,400 open CHINS cases as of October 2014.

The bill could also increase state and local workload to provide staffing for dual adjudication assessment teams. Impacted state and local agencies include the DCS, the Division of State Court Administration Guardian Ad Litem and Court-Appointed Special Advocate program, and county probation departments. Increases in workload are unknown, but expected to be accomplished within each agency's respective resource and funding levels.

Explanation of State Revenues:

Explanation of Local Expenditures: See *Explanation of State Expenditures*.

Explanation of Local Revenues:

State Agencies Affected: DCS, Division of State Court Administration.

Local Agencies Affected: County probation departments.

Information Sources: Division of State Court Administration data, FY 2013; Parvonay Stover, DCS.

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